

Calendar No. 148

103D CONGRESS
1ST SESSION

H. R. 2492

[Report No. 103-104]

AN ACT

Making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1994, and for other purposes.

JULY 1 (legislative day, JUNE 30), 1993
Received; read twice and referred to the Committee on Appropriations

JULY 20 (legislative day, JUNE 30), 1993
Reported with amendments

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IN THE SENATE OF THE UNITED STATES

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Reported by Mr. KOHL, with amendments

[Omit the part struck through and insert the part printed in italic]

AN ACT

Making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1994, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 District of Columbia for the fiscal year ending September
6 30, 1994, and for other purposes, namely:

1 TITLE I

2 FISCAL YEAR 1994 APPROPRIATIONS

3 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA

4 For payment to the District of Columbia for the fiscal
5 year ending September 30, 1994, \$630,603,000, as au-
6 thorized by section 502(a) of the District of Columbia
7 Self-Government and Governmental Reorganization Act,
8 Public Law 93-198, as amended (D.C. Code, sec. 47-
9 3406.1).

10 FEDERAL CONTRIBUTION TO RETIREMENT FUNDS

11 For the Federal contribution to the Police Officers
12 and Fire Fighters', Teachers', and Judges' Retirement
13 Funds, as authorized by the District of Columbia Retire-
14 ment Reform Act, approved November 17, 1979 (93 Stat.
15 866; Public Law 96-122), \$52,070,000,—of which
16 \$2,000,000 shall not be available for obligation until Sep-
17 tember 30, 1994 and shall not be expended prior to Octo-
18 ber 1, 1994.

19 FEDERAL CONTRIBUTION FOR CRIME AND YOUTH

20 INITIATIVES

21 For a Federal contribution for crime and youth ini-
22 tiatives in the District of Columbia, \$17,327,000
23 \$15,327,000: *Provided, That the Mayor may use a portion*
24 *of these funds for the operations of the Trauma Care Fund*
25 *as established in Public Law 102-382 (106 Stat. 1428):*

1 *Provided further, That no trauma center may receive an*
 2 *amount greater than its proportionate share of the total*
 3 *available in the fund, in any fiscal year, as determined by*
 4 *its proportionate share of total uncompensated care among*
 5 *Level I trauma centers in the District of Columbia for the*
 6 *most recent year such data is available: Provided further,*
 7 *That in no case may any trauma center receive more than*
 8 *35 percent of the total amount available in any one fiscal*
 9 *year: Provided further, That these funds shall be subject to*
 10 *any modifications that may be enacted in authorizing leg-*
 11 *islation.*

12 DIVISION OF EXPENSES

13 The following amounts are appropriated for the Dis-
 14 trict of Columbia for the current fiscal year out of the
 15 general fund of the District of Columbia, except as other-
 16 wise specifically provided.

17 GOVERNMENTAL DIRECTION AND SUPPORT

18 Governmental direction and support, ~~\$118,543,000~~
 19 *\$114,781,000: Provided, That not to exceed \$2,500 for the*
 20 *Mayor, \$2,500 for the Chairman of the Council of the Dis-*
 21 *trict of Columbia, and \$2,500 for the City Administrator*
 22 *shall be available from this appropriation for expenditures*
 23 *for official purposes: Provided further, That any program*
 24 *fees collected from the issuance of debt shall be available*
 25 *for the payment of expenses of the debt management pro-*

1 gram of the District of Columbia: *Provided further*, That
 2 notwithstanding any other provision of law, there is hereby
 3 appropriated from the earnings of the applicable retire-
 4 ment funds \$10,801,000 to pay legal, management, in-
 5 vestment, and other fees and administrative expenses of
 6 the District of Columbia Retirement Board: *Provided fur-*
 7 *ther*, That the District of Columbia Retirement Board
 8 shall provide to the Congress and to the Council of the
 9 District of Columbia a quarterly report of the allocations
 10 of charges by fund and of expenditures of all funds: *Pro-*
 11 *vided further*, That the District of Columbia Retirement
 12 Board shall provide the Mayor, for transmittal to the
 13 Council of the District of Columbia, an item accounting
 14 of the planned use of appropriated funds in time for each
 15 annual budget submission and the actual use of such
 16 funds in time for each annual audited financial report:
 17 *Provided further*, That no revenues from Federal sources
 18 shall be used to support the operations or activities of the
 19 Statehood Commission and Statehood Compact Commis-
 20 sion.

21 ECONOMIC DEVELOPMENT AND REGULATION

22 Economic development and regulation, ~~\$85,348,000~~
 23 \$85,629,000: *Provided*, That the District of Columbia
 24 Housing Finance Agency, established by section 201 of
 25 the District of Columbia Housing Finance Agency Act, ef-

1 fective March 3, 1979 (D.C. Law 2-135; D.C. Code, sec.
2 45-2111), based upon its capability of repayments as de-
3 termined each year by the Council of the District of Co-
4 lumbia from the Housing Finance Agency's annual au-
5 dited financial statements to the Council of the District
6 of Columbia, shall repay to the general fund an amount
7 equal to the appropriated administrative costs plus inter-
8 est at a rate of four percent per annum for a term of
9 15 years, with a deferral of payments for the first three
10 years: *Provided further*, That notwithstanding the fore-
11 going provision, the obligation to repay all or part of the
12 amounts due shall be subject to the rights of the owners
13 of any bonds or notes issued by the Housing Finance
14 Agency and shall be repaid to the District of Columbia
15 government only from available operating revenues of the
16 Housing Finance Agency that are in excess of the amounts
17 required for debt service, reserve funds, and operating ex-
18 penses: *Provided further*, That upon commencement of the
19 debt service payments, such payments shall be deposited
20 into the general fund of the District of Columbia.

21 PUBLIC SAFETY AND JUSTICE

22 Public safety and justice, including purchase of 135
23 passenger-carrying vehicles for replacement only, includ-
24 ing 130 for police-type use and five for fire-type use, with-
25 out regard to the general purchase price limitation for the

1 current fiscal year, ~~\$907,966,000~~ \$877,703,000, of which
2 \$1,100,000 for the District of Columbia National Guard;
3 \$1,848,000 for the Office of Emergency Preparedness; and
4 \$1,052,000 for object class 70 of the Metropolitan Police De-
5 partment shall be derived from other Federal sources here-
6 after appropriated: *Provided*, That the Metropolitan Police
7 Department is authorized to replace not to exceed 25 pas-
8 senger-carrying vehicles and the Fire Department of the
9 District of Columbia is authorized to replace not to exceed
10 five passenger-carrying vehicles annually whenever the
11 cost of repair to any damaged vehicle exceeds three-
12 fourths of the cost of the replacement: *Provided further*,
13 That not to exceed \$500,000 shall be available from this
14 appropriation for the Chief of Police for the prevention
15 and detection of crime: *Provided further*, That the Metro-
16 politan Police Department shall provide quarterly reports
17 to the Committees on Appropriations of the House and
18 Senate on efforts to increase efficiency and improve the
19 professionalism in the department: *Provided further*, That
20 notwithstanding any other provision of law, or Mayor's
21 Order 86-45, issued March 18, 1986, the Metropolitan
22 Police Department's delegated small purchase authority
23 shall be \$500,000: *Provided further*, That the District of
24 Columbia government may not require the Metropolitan
25 Police Department to submit to any other procurement re-

1 view process, or to obtain the approval of or be restricted
2 in any manner by any official or employee of the District
3 of Columbia government, for purchases that do not exceed
4 \$500,000: *Provided further*, That funds appropriated for
5 expenses under the District of Columbia Criminal Justice
6 Act, approved September 3, 1974 (88 Stat. 1090; Public
7 Law 93-412; D.C. Code, sec. 11-2601 et seq.), for the
8 fiscal year ending September 30, 1994, shall be available
9 for obligations incurred under the Act in each fiscal year
10 since inception in fiscal year 1975: *Provided further*, That
11 funds appropriated for expenses under the District of Co-
12 lumbia Neglect Representation Equity Act of 1984, effec-
13 tive March 13, 1985 (D.C. Law 5-129; D.C. Code, sec.
14 16-2304), for the fiscal year ending September 30, 1994,
15 shall be available for obligations incurred under the Act
16 in each fiscal year since inception in fiscal year 1985: *Pro-*
17 *vided further*, That funds appropriated for expenses under
18 the District of Columbia Guardianship, Protective Pro-
19 ceedings, and Durable Power of Attorney Act of 1986, ef-
20 fective February 27, 1987 (D.C. Law 6-204; D.C. Code,
21 sec. 21-2060), for the fiscal year ending September 30,
22 1994, shall be available for obligations incurred under the
23 Act in each fiscal year since inception in fiscal year 1989:
24 *Provided further*, That not to exceed \$1,500 for the Chief
25 Judge of the District of Columbia Court of Appeals,

1 \$1,500 for the Chief Judge of the Superior Court of the
2 District of Columbia, and \$1,500 for the Executive Officer
3 of the District of Columbia Courts shall be available from
4 this appropriation for official purposes: *Provided further,*
5 That the District of Columbia shall operate and maintain
6 a free, 24-hour telephone information service whereby resi-
7 dents of the area surrounding Lorton prison in Fairfax
8 County, Virginia, can promptly obtain information from
9 District of Columbia government officials on all disturb-
10 ances at the prison, including escapes, fires, riots, and
11 similar incidents: *Provided further,* That the District of
12 Columbia government shall also take steps to publicize the
13 availability of the 24-hour telephone information service
14 among the residents of the area surrounding the Lorton
15 prison: *Provided further,* That not to exceed \$100,000 of
16 this appropriation shall be used to reimburse Fairfax
17 County, Virginia, and Prince William County, Virginia, for
18 expenses incurred by the counties during the fiscal year
19 ending September 30, 1994, in relation to the Lorton pris-
20 on complex: *Provided further,* That such reimbursements
21 shall be paid in all instances in which the District requests
22 the counties to provide police, fire, rescue, and related
23 services to help deal with escapes, riots, and similar dis-
24 turbances involving the prison: *Provided further,* ~~That~~
25 ~~none of the funds provided in this Act may be used to~~

1 implement any staffing plan for the District of Columbia
2 Fire Department that includes the elimination of any posi-
3 tions for Administrative Assistants to the Battalion Fire
4 Chiefs of the Fire Fighting Division of the Department:
5 *Provided further, That none of the funds appropriated by*
6 *this Act may be used to implement any plan that includes*
7 *the closing of Engine Company 3, located at 439 New Jer-*
8 *sey Avenue, Northwest: Provided further, That the Mayor*
9 shall reimburse the District of Columbia National Guard
10 for expenses incurred in connection with services that are
11 performed in emergencies by the National Guard in a mili-
12 tia status and are requested by the Mayor, in amounts
13 that shall be jointly determined and certified as due and
14 payable for these services by the Mayor and the Com-
15 manding General of the District of Columbia National
16 Guard: *Provided further, That such sums as may be nec-*
17 *essary for reimbursement to the District of Columbia Na-*
18 *tional Guard under the preceding proviso shall be available*
19 *from this appropriation, and the availability of the sums*
20 *shall be deemed as constituting payment in advance for*
21 *the emergency services involved: Provided further, That*
22 *the Mayor shall promulgate all necessary rules and regula-*
23 *tions to provide that no police officer, firefighter, or cor-*
24 *rectional officer shall be permitted to work for more than*
25 *ten (10) hours of overtime excluding court time in any*

1 one pay period, without the written approval of the Chief
 2 of Police, Chief of the Fire Department, or Director of
 3 the Department of Corrections: *Provided further*, That
 4 such approval shall clearly state specific reasons as to why
 5 such overtime was necessary.

6 PUBLIC EDUCATION SYSTEM

7 Public education system, including the development
 8 of national defense education programs, ~~\$711,813,000~~
 9 ~~\$710,742,000~~, to be allocated as follows: \$517,682,000 for
 10 the public schools of the District of Columbia;
 11 \$98,600,000 shall be allocated for the District of Colum-
 12 bia Teachers' Retirement Fund; \$65,739,000 for the Uni-
 13 versity of the District of Columbia; \$21,260,000 for the
 14 Public Library, of which \$200,000 shall be transferred to
 15 the Children's Museum; ~~\$3,540,000~~ ~~\$3,540,000~~ ~~\$3,474,000~~ for the
 16 Commission on the Arts and Humanities; ~~\$4,500,000~~
 17 ~~\$3,500,000~~ for the District of Columbia School of Law;
 18 and ~~\$492,000~~ ~~\$487,000~~ for the Education Licensure Com-
 19 mission: *Provided*, That the public schools of the District
 20 of Columbia are authorized to accept not to exceed 31
 21 motor vehicles for exclusive use in the driver education
 22 program: *Provided further*, That not to exceed \$2,500 for
 23 the Superintendent of Schools, \$2,500 for the President
 24 of the University of the District of Columbia, and \$2,000
 25 for the Public Librarian shall be available from this appro-

1 priation for expenditures for official purposes: *Provided*
 2 *further*, That no later than December 31, 1993, the Board
 3 of Trustees of the University of the District of Columbia
 4 shall implement resident and nonresident tuition rate in-
 5 creases of not less than 20 percent of the rates in effect
 6 on April 1, 1993: *Provided further*, That this appropria-
 7 tion shall not be available to subsidize the education of
 8 nonresidents of the District of Columbia at the University
 9 of the District of Columbia, unless the Board of Trustees
 10 of the University of the District of Columbia adopts, for
 11 the fiscal year ending September 30, 1994, a tuition rate
 12 schedule that will establish the tuition rate for nonresident
 13 students at a level no lower than the nonresident tuition
 14 rate charged at comparable public institutions of higher
 15 education in the metropolitan area.

16 HUMAN SUPPORT SERVICES

17 Human support services, ~~\$914,830,000~~ \$869,587,000:
 18 *Provided*, That ~~\$17,905,000~~ \$20,905,000 of this appropria-
 19 tion, to remain available until expended, shall be avail-
 20 able solely for District of Columbia employees' disability
 21 compensation: *Provided further*, That the District shall not
 22 provide free government services such as water, sewer,
 23 solid waste disposal or collection, utilities, maintenance,
 24 repairs, or similar services to any legally constituted pri-
 25 vate nonprofit organization (as defined in section 411(5))

1 of Public Law 100–77, approved July 22, 1987) providing
2 emergency shelter services in the District, if the District
3 would not be qualified to receive reimbursement pursuant
4 to the Stewart B. McKinney Homeless Act, approved July
5 22, 1987 (101 Stat. 485; Public Law 100–77; 42 U.S.C.
6 11301 et seq.).

7 PUBLIC WORKS

8 Public works, including rental of one passenger-car-
9 rying vehicle for use by the Mayor and three passenger-
10 carrying vehicles for use by the Council of the District of
11 Columbia and purchase of passenger-carrying vehicles for
12 replacement only, ~~\$215,749,000~~ \$203,939,000: *Provided,*
13 That this appropriation shall not be available for collecting
14 ashes or miscellaneous refuse from hotels and places of
15 business.

16 WASHINGTON CONVENTION CENTER FUND

17 For the Washington Convention Center Fund,
18 \$12,850,000.

19 REPAYMENT OF LOANS AND INTEREST

20 For reimbursement to the United States of funds
21 loaned in compliance with An Act to provide for the estab-
22 lishment of a modern, adequate, and efficient hospital cen-
23 ter in the District of Columbia, approved August 7, 1946
24 (60 Stat. 896; Public Law 79–648); section 1 of An Act
25 to authorize the Commissioners of the District of Colum-

1 bia to borrow funds for capital improvement programs and
2 to amend provisions of law relating to Federal Govern-
3 ment participation in meeting costs of maintaining the
4 Nation's Capital City, approved June 6, 1958 (72 Stat.
5 183; Public Law 85-451; D.C. Code, sec. 9-219); section
6 4 of An Act to authorize the Commissioners of the District
7 of Columbia to plan, construct, operate, and maintain a
8 sanitary sewer to connect the Dulles International Airport
9 with the District of Columbia system, approved June 12,
10 1960 (74 Stat. 211; Public Law 86-515); sections 723
11 and 743(f) of the District of Columbia Self-Government
12 and Governmental Reorganization Act of 1973, approved
13 December 24, 1973, as amended (87 Stat. 821; Public
14 Law 93-198; D.C. Code, sec. 47-321, note; 91 Stat.
15 1156; Public Law 95-131; D.C. Code, sec. 9-219, note);
16 *section 6 of Public Law 101-590 (104 Stat. 2929)*, includ-
17 ing interest as required thereby, ~~\$312,948,000~~
18 *\$316,948,000*.

19 REPAYMENT OF GENERAL FUND RECOVERY DEBT

20 For the purpose of eliminating the \$331,589,000
21 general fund accumulated deficit as of September 30,
22 1990, \$38,337,000, as authorized by section 461(a) of the
23 District of Columbia Self-Government and Governmental
24 Reorganization Act, approved December 24, 1973, as

1 amended (105 Stat. 540; Public Law 102–106; D.C. Code,
2 sec. 47–321(a)).

3 OPTICAL AND DENTAL BENEFITS

4 For optical and dental costs for nonunion employees,
5 \$3,423,000.

6 PAY ADJUSTMENT

7 For pay increases and related costs, to be transferred
8 by the Mayor of the District of Columbia within the var-
9 ious appropriation headings in this Act for fiscal year
10 1994 from which employees are properly payable,
11 ~~\$70,680,000~~ \$81,680,000.

12 SEVERANCE PAY

13 *For severance pay to employees who are involuntarily*
14 *separated from service as a result of reductions-in-force or*
15 *reorganizations, \$11,033,000.*

16 D.C. GENERAL HOSPITAL DEFICIT PAYMENT

17 *For the purpose of reimbursing the General Fund for*
18 *costs incurred for the operation of the D.C. General Hos-*
19 *pital pursuant to D.C. Law 1–134, the D.C. General Hos-*
20 *pital Commission Act of 1977, \$20,000,000.*

21 PERSONAL AND NONPERSONAL SERVICES ADJUSTMENTS

22 The Mayor shall reduce appropriations and expendi-
23 tures for personal and nonpersonal services in the amount
24 of ~~\$27,062,000~~ \$7,000,000, within one or several of the
25 various appropriation headings in this Act.

1 CAPITAL OUTLAY

2 For construction projects, \$108,743,000
3 *\$158,743,000*, as authorized by An Act authorizing the lay-
4 ing of water mains and service sewers in the District of
5 Columbia, the levying of assessments therefor, and for
6 other purposes, approved April 22, 1904 (33 Stat. 244;
7 Public Law 58–140; D.C. Code, secs. 43–1512 through
8 43–1519); the District of Columbia Public Works Act of
9 1954, approved May 18, 1954 (68 Stat. 101; Public Law
10 83–364); An Act to authorize the Commissioners of the
11 District of Columbia to borrow funds for capital improve-
12 ment programs and to amend provisions of law relating
13 to Federal Government participation in meeting costs of
14 maintaining the Nation’s Capital City, approved June 6,
15 1958 (72 Stat. 183; Public Law 85–451; D.C. Code, secs.
16 9–219 and 47–3402); section 3(g) of the District of Co-
17 lumbia Motor Vehicle Parking Facility Act of 1942, ap-
18 proved August 20, 1958 (72 Stat. 686; Public Law 85–
19 692; D.C. Code, sec. 40–805(7)); and the National Capital
20 Transportation Act of 1969, approved December 9, 1969
21 (83 Stat. 320; Public Law 91–143; D.C. Code, secs. 1–
22 2451, 1–2452, 1–2454, 1–2456, and 1–2457); including
23 acquisition of sites, preparation of plans and specifica-
24 tions, conducting preliminary surveys, erection of struc-
25 tures, including building improvement and alteration and

1 treatment of grounds, to remain available until expended:
2 *Provided*, That \$10,577,883 shall be reduced from the cu-
3 mulative amount available for project management and
4 \$4,463,301 shall be available for design by the Director
5 of the Department of Public Works or by contract for ar-
6 chitectural engineering services, as may be determined by
7 the Mayor: *Provided further*, That funds for use of each
8 capital project implementing agency shall be managed and
9 controlled in accordance with all procedures and limita-
10 tions established under the Financial Management Sys-
11 tem: *Provided further*, That all funds provided by this ap-
12 propriation title shall be available only for the specific
13 projects and purposes intended: *Provided further*, That
14 notwithstanding the foregoing, all authorizations for cap-
15 ital outlay projects, except those projects covered by the
16 first sentence of section 23(a) of the Federal-Aid Highway
17 Act of 1968, approved August 23, 1968 (82 Stat. 827;
18 Public Law 90-495; D.C. Code, sec. 7-134, note), for
19 which funds are provided by this appropriation title, shall
20 expire on September 30, 1995, except authorizations for
21 projects as to which funds have been obligated in whole
22 or in part prior to September 30, 1995: *Provided further*,
23 That upon expiration of any such project authorization the
24 funds provided herein for the project shall lapse: *Provided*
25 *further*, That \$50,000,000 shall be solely for the purpose of

1 *carrying out section 6 of Public Law 101–590 (104 Stat.*
2 *2929) and shall be transferred within 45-days of receipt of*
3 *bond proceeds: Provided further, That, once the Fish and*
4 *Wildlife Service study on the fishway at Little Falls Dam*
5 *is complete the Washington Aqueduct may use up to*
6 *\$500,000 of funds provided to it under this heading to initi-*
7 *ate construction of modifications to the Little Falls Dam*
8 *facility for the purpose of environmental restoration and*
9 *improvements by providing passage for anadromous fish on*
10 *the Potomac River.*

11 WATER AND SEWER ENTERPRISE FUND

12 For the Water and Sewer Enterprise Fund,
13 \$240,929,000, of which \$40,438,000 shall be apportioned
14 and payable to the debt service fund for repayment of
15 loans and interest incurred for capital improvement
16 projects.

17 For construction projects, \$29,087,000, as author-
18 ized by An Act authorizing the laying of water mains and
19 service sewers in the District of Columbia, the levying of
20 assessments therefor, and for other purposes, approved
21 April 22, 1904 (33 Stat. 244; Public Law 58–140; D.C.
22 Code, sec. 43–1512 et seq.): *Provided*, That the require-
23 ments and restrictions that are applicable to general fund
24 capital improvement projects and set forth in this Act

1 under the Capital Outlay appropriation title shall apply
2 to projects approved under this appropriation title.

3 LOTTERY AND CHARITABLE GAMES ENTERPRISE FUND

4 For the Lottery and Charitable Games Enterprise
5 Fund, established by the District of Columbia Appropria-
6 tion Act for the fiscal year ending September 30, 1982,
7 approved December 4, 1981 (95 Stat. 1174, 1175; Public
8 Law 97-91), as amended, for the purpose of implementing
9 the Law to Legalize Lotteries, Daily Numbers Games, and
10 Bingo and Raffles for Charitable Purposes in the District
11 of Columbia, effective March 10, 1981 (D.C. Law 3-172;
12 D.C. Code, secs. 2-2501 et seq. and 22-1516 et seq.),
13 \$7,168,000, to be derived from non-Federal District of
14 Columbia revenues: *Provided*, That the District of Colum-
15 bia shall identify the source of funding for this appropria-
16 tion title from the District's own locally-generated reve-
17 nues: *Provided further*, That no revenues from Federal
18 sources shall be used to support the operations or activi-
19 ties of the Lottery and Charitable Games Control Board.

20 CABLE TELEVISION ENTERPRISE FUND

21 For the Cable Television Enterprise Fund, estab-
22 lished by the Cable Television Communications Act of
23 1981, effective October 22, 1983 (D.C. Law 5-36; D.C.
24 Code, sec. 43-1801 et seq.), \$2,353,000.

STARPLEX FUND

1
2 For the Starplex Fund, an amount necessary for the
3 expenses incurred by the Armory Board in the exercise
4 of its powers granted by An Act To Establish a District
5 of Columbia Armory Board, and for other purposes, ap-
6 proved June 4, 1948 (62 Stat. 339; D.C. Code, sec. 2-
7 301 et seq.) and the District of Columbia Stadium Act
8 of 1957, approved September 7, 1957 (71 Stat. 619; Pub-
9 lic Law 85-300; D.C. Code, sec. 2-321 et seq.) of which
10 \$1,742,000 shall be transferred to the general fund for
11 the District of Columbia Courts and \$35,000 shall be
12 transferred to the Office of Cable Television: *Provided*,
13 That the Mayor shall submit a budget for the Armory
14 Board for the forthcoming fiscal year as required by sec-
15 tion 442(b) of the District of Columbia Self-Government
16 and Governmental Reorganization Act, approved Decem-
17 ber 24, 1973 (87 Stat. 824; Public Law 93-198; D.C.
18 Code, sec. 47-301(b)).

GENERAL PROVISIONS

19
20 SEC. 101. The expenditure of any appropriation
21 under this Act for any consulting service through procure-
22 ment contract, pursuant to 5 U.S.C. 3109, shall be limited
23 to those contracts where such expenditures are a matter
24 of public record and available for public inspection, except

1 where otherwise provided under existing law, or under ex-
2 isting Executive order issued pursuant to existing law.

3 SEC. 102. Except as otherwise provided in this Act,
4 all vouchers covering expenditures of appropriations con-
5 tained in this Act shall be audited before payment by the
6 designated certifying official and the vouchers as approved
7 shall be paid by checks issued by the designated disbursing
8 official.

9 SEC. 103. Whenever in this Act, an amount is speci-
10 fied within an appropriation for particular purposes or ob-
11 jects of expenditure, such amount, unless otherwise speci-
12 fied, shall be considered as the maximum amount that
13 may be expended for said purpose or object rather than
14 an amount set apart exclusively therefor.

15 SEC. 104. Appropriations in this Act shall be avail-
16 able, when authorized by the Mayor, for allowances for
17 privately-owned automobiles and motorcycles used for the
18 performance of official duties at rates established by the
19 Mayor: *Provided*, That such rates shall not exceed the
20 maximum prevailing rates for such vehicles as prescribed
21 in the Federal Property Management Regulations 101-7
22 (Federal Travel Regulations).

23 SEC. 105. Appropriations in this Act shall be avail-
24 able for expenses of travel and for the payment of dues
25 of organizations concerned with the work of the District

1 of Columbia government, when authorized by the Mayor:
2 *Provided*, That the Council of the District of Columbia
3 and the District of Columbia Courts may expend such
4 funds without authorization by the Mayor.

5 SEC. 106. There are appropriated from the applicable
6 funds of the District of Columbia such sums as may be
7 necessary for making refunds and for the payment of
8 judgments that have been entered against the District of
9 Columbia government: *Provided*, That nothing contained
10 in this section shall be construed as modifying or affecting
11 the provisions of section 11(c)(3) of title XII of the Dis-
12 trict of Columbia Income and Franchise Tax Act of 1947,
13 approved March 31, 1956 (70 Stat. 78; Public Law 84-
14 460; D.C. Code, sec. 47-1812.11(c)(3)).

15 SEC. 107. Appropriations in this Act shall be avail-
16 able for the payment of public assistance without reference
17 to the requirement of section 544 of the District of Colum-
18 bia Public Assistance Act of 1982, effective April 6, 1982
19 (D.C. Law 4-101; D.C. Code, sec. 3-205.44), and for the
20 non-Federal share of funds necessary to qualify for Fed-
21 eral assistance under the Juvenile Delinquency Prevention
22 and Control Act of 1968, approved July 31, 1968 (82
23 Stat. 462; Public Law 90-445; 42 U.S.C. 3801 et seq.).

1 SEC. 108. No part of any appropriation contained in
2 this Act shall remain available for obligation beyond the
3 current fiscal year unless expressly so provided herein.

4 SEC. 109. No funds appropriated in this Act for the
5 District of Columbia government for the operation of edu-
6 cational institutions, the compensation of personnel, or for
7 other educational purposes may be used to permit, encour-
8 age, facilitate, or further partisan political activities.
9 Nothing herein is intended to prohibit the availability of
10 school buildings for the use of any community or partisan
11 political group during non-school hours.

12 SEC. 110. The annual budget for the District of Co-
13 lumbia government for the fiscal year ending September
14 30, 1995, shall be transmitted to the Congress no later
15 than April 15, 1994.

16 SEC. 111. None of the funds appropriated in this Act
17 shall be made available to pay the salary of any employee
18 of the District of Columbia government whose name, title,
19 grade, salary, past work experience, and salary history are
20 not available for inspection by the House and Senate Com-
21 mittees on Appropriations, the House Committee on the
22 District of Columbia, the Subcommittee on General Serv-
23 ices, Federalism, and the District of Columbia of the Sen-
24 ate Committee on Governmental Affairs, and the Council
25 of the District of Columbia, or their duly authorized rep-

1 representative: *Provided*, That none of the funds contained
2 in this Act shall be made available to pay the salary of
3 any employee of the District of Columbia government
4 whose name and salary are not available for public inspec-
5 tion.

6 SEC. 112. There are appropriated from the applicable
7 funds of the District of Columbia such sums as may be
8 necessary for making payments authorized by the District
9 of Columbia Revenue Recovery Act of 1977, effective Sep-
10 tember 23, 1977 (D.C. Law 2-20; D.C. Code, sec. 47-
11 421 et seq.).

12 SEC. 113. No part of this appropriation shall be used
13 for publicity or propaganda purposes or implementation
14 of any policy including boycott designed to support or de-
15 feat legislation pending before Congress or any State legis-
16 lature.

17 SEC. 114. At the start of the fiscal year, the Mayor
18 shall develop an annual plan, by quarter and by project,
19 for capital outlay borrowings: *Provided*, That within a rea-
20 sonable time after the close of each quarter, the Mayor
21 shall report to the Council of the District of Columbia and
22 the Congress the actual borrowing and spending progress
23 compared with projections.

24 SEC. 115. The Mayor shall not borrow any funds for
25 capital projects unless the Mayor has obtained prior ap-

1 proval from the Council of the District of Columbia, by
2 resolution, identifying the projects and amounts to be
3 financed with such borrowings.

4 SEC. 116. The Mayor shall not expend any moneys
5 borrowed for capital projects for the operating expenses
6 of the District of Columbia government.

7 SEC. 117. None of the funds appropriated by this Act
8 may be obligated or expended by reprogramming except
9 pursuant to advance approval of the reprogramming
10 granted according to the procedure set forth in the Joint
11 Explanatory Statement of the Committee of Conference
12 (House Report No. 96-443), which accompanied the Dis-
13 trict of Columbia Appropriation Act, 1980, approved Octo-
14 ber 30, 1979 (93 Stat. 713; Public Law 96-93), as modi-
15 fied in House Report No. 98-265, and in accordance with
16 the Reprogramming Policy Act of 1980, effective Septem-
17 ber 16, 1980 (D.C. Law 3-100; D.C. Code, sec. 47-361
18 et seq.).

19 SEC. 118. None of the Federal funds provided in this
20 Act shall be obligated or expended to provide a personal
21 cook, chauffeur, or other personal servants to any officer
22 or employee of the District of Columbia.

23 SEC. 119. None of the Federal funds provided in this
24 Act shall be obligated or expended to procure passenger
25 automobiles as defined in the Automobile Fuel Efficiency

1 Act of 1980, approved October 10, 1980 (94 Stat. 1824;
2 Public Law 96-425; 15 U.S.C. 2001(2)), with an Environ-
3 mental Protection Agency estimated miles per gallon aver-
4 age of less than 22 miles per gallon: *Provided*, That this
5 section shall not apply to security, emergency rescue, or
6 armored vehicles.

7 SEC. 120. (a) Notwithstanding section 422(7) of the
8 District of Columbia Self-Government and Governmental
9 Reorganization Act of 1973, approved December 24, 1973
10 (87 Stat. 790; Public Law 93-198; D.C. Code, sec. 1-
11 242(7)), the City Administrator shall be paid, during any
12 fiscal year, a salary at a rate established by the Mayor,
13 not to exceed the rate established for level IV of the Exec-
14 utive Schedule under 5 U.S.C. 5315.

15 (b) For purposes of applying any provision of law lim-
16 iting the availability of funds for payment of salary or pay
17 in any fiscal year, the highest rate of pay established by
18 the Mayor under subsection (a) of this section for any po-
19 sition for any period during the last quarter of calendar
20 year 1993 shall be deemed to be the rate of pay payable
21 for that position for September 30, 1993.

22 (c) Notwithstanding section 4(a) of the District of
23 Columbia Redevelopment Act of 1945, approved August
24 2, 1946 (60 Stat. 793; Public Law 79-592; D.C. Code,
25 sec. 5-803(a)), the Board of Directors of the District of

1 Columbia Redevelopment Land Agency shall be paid, dur-
2 ing any fiscal year, per diem compensation at a rate estab-
3 lished by the Mayor.

4 SEC. 121. Notwithstanding any other provisions of
5 law, the provisions of the District of Columbia Govern-
6 ment Comprehensive Merit Personnel Act of 1978, effec-
7 tive March 3, 1979 (D.C. Law 2-139; D.C. Code, sec. 1-
8 601.1 et seq.), enacted pursuant to section 422(3) of the
9 District of Columbia Self-Government and Governmental
10 Reorganization Act of 1973, approved December 24, 1973
11 (87 Stat. 790; Public Law 93-198; D.C. Code, sec. 1-
12 242(3)), shall apply with respect to the compensation of
13 District of Columbia employees: *Provided*, That for pay
14 purposes, employees of the District of Columbia govern-
15 ment shall not be subject to the provisions of title 5 of
16 the United States Code.

17 SEC. 122. The Director of the Department of Admin-
18 istrative Services may pay rentals and repair, alter, and
19 improve rented premises, without regard to the provisions
20 of section 322 of the Economy Act of 1932 (Public Law
21 72-212; 40 U.S.C. 278a), upon a determination by the
22 Director, that by reason of circumstances set forth in such
23 determination, the payment of these rents and the execu-
24 tion of this work, without reference to the limitations of

1 section 322, is advantageous to the District in terms of
2 economy, efficiency, and the District's best interest.

3 SEC. 123. No later than 30 days after the end of the
4 first quarter of the fiscal year ending September 30, 1994,
5 the Mayor of the District of Columbia shall submit to the
6 Council of the District of Columbia the new fiscal year
7 1994 revenue estimates as of the end of the first quarter
8 of fiscal year 1994. These estimates shall be used in the
9 budget request for the fiscal year ending September 30,
10 1995. The officially revised estimates at midyear shall be
11 used for the midyear report.

12 SEC. 124. Section 466(b) of the District of Columbia
13 Self-Government and Governmental Reorganization Act of
14 1973, approved December 24, 1973 (87 Stat. 806; Public
15 Law 93-198; D.C. Code, sec. 47-326), as amended, is
16 amended by striking "sold before October 1, 1993" and
17 inserting "sold before October 1, 1994".

18 SEC. 125. No sole source contract with the District
19 of Columbia government or any agency thereof may be re-
20 newed or extended without opening that contract to the
21 competitive bidding process as set forth in section 303 of
22 the District of Columbia Procurement Practices Act of
23 1985, effective February 21, 1986 (D.C. Law 6-85; D.C.
24 Code, sec. 1-1183.3), except that the District of Columbia
25 Public Schools may renew or extend sole source contracts

1 for which competition is not feasible or practical, provided
2 that the determination as to whether to invoke the com-
3 petitive bidding process has been made in accordance with
4 duly promulgated Board of Education rules and proce-
5 dures.

6 SEC. 126. For purposes of the Balanced Budget and
7 Emergency Deficit Control Act of 1985, approved Decem-
8 ber 12, 1985 (99 Stat. 1037; Public Law 99-177), as
9 amended, the term “program, project, and activity” shall
10 be synonymous with and refer specifically to each account
11 appropriating Federal funds in this Act, and any seques-
12 tration order shall be applied to each of the accounts rath-
13 er than to the aggregate total of those accounts: *Provided,*
14 That sequestration orders shall not be applied to any ac-
15 count that is specifically exempted from sequestration by
16 the Balanced Budget and Emergency Deficit Control Act
17 of 1985, approved December 12, 1985 (99 Stat. 1037;
18 Public Law 99-177), as amended.

19 SEC. 127. In the event a sequestration order is issued
20 pursuant to the Balanced Budget and Emergency Deficit
21 Control Act of 1985, approved December 12, 1985 (99
22 Stat. 1037; Public Law 99-177), as amended, after the
23 amounts appropriated to the District of Columbia for the
24 fiscal year involved have been paid to the District of Co-
25 lumbia, the Mayor of the District of Columbia shall pay

1 to the Secretary of the Treasury, within 15 days after re-
2 ceipt of a request therefor from the Secretary of the
3 Treasury, such amounts as are sequestered by the order:
4 *Provided*, That the sequestration percentage specified in
5 the order shall be applied proportionately to each of the
6 Federal appropriation accounts in this Act that are not
7 specifically exempted from sequestration by the Balanced
8 Budget and Emergency Deficit Control Act of 1985, ap-
9 proved December 12, 1985 (99 Stat. 1037; Public Law
10 99-177), as amended.

11 SEC. 128. Sec. 133(e) of the District of Columbia Ap-
12 propriations Act, 1990, as amended, is amended by strik-
13 ing "December 31, 1993" and inserting "December 31,
14 1994".

15 SEC. 129. For the fiscal year ending September 30,
16 1994, the District of Columbia shall pay interest on its
17 quarterly payments to the United States that are made
18 more than 60 days from the date of receipt of an itemized
19 statement from the Federal Bureau of Prisons of amounts
20 due for housing District of Columbia convicts in Federal
21 penitentiaries for the preceding quarter.

22 SEC. 130. Nothing in this Act shall be construed to
23 authorize any office, agency or entity to expend funds for
24 programs or functions for which a reorganization plan is
25 required but has not been approved by the Council pursu-

1 ant to section 422(12) of the District of Columbia Self-
2 Government and Governmental Reorganization Act of
3 1973, approved December 24, 1973 (87 Stat. 790; Public
4 Law 93-198; D.C. Code, sec. 1-242(12)) and the Govern-
5 mental Reorganization Procedures Act of 1981, effective
6 October 17, 1981 (D.C. Law 4-42; D.C. Code, secs. 1-
7 299.1 to 1-299.7). Appropriations made by this Act for
8 such programs or functions are conditioned on the ap-
9 proval by the Council, prior to October 1, 1993, of the
10 required reorganization plans.

11 SEC. 131. (a) An entity of the District of Columbia
12 government may accept and use a gift or donation during
13 fiscal year 1994 if—

14 (1) the Mayor approves the acceptance and use
15 of the gift or donation: *Provided*, That the Council
16 of the District of Columbia may accept and use gifts
17 without prior approval by the Mayor; and

18 (2) the entity uses the gift or donation to carry
19 out its authorized functions or duties.

20 (b) Each entity of the District of Columbia govern-
21 ment shall keep accurate and detailed records of the ac-
22 ceptance and use of any gift or donation under subsection
23 (a) of this section, and shall make such records available
24 for audit and public inspection.

1 (c) For the purposes of this section, the term “entity
2 of the District of Columbia government” includes an inde-
3 pendent agency of the District of Columbia.

4 (d) This section shall not apply to the District of Co-
5 lumbia Board of Education, which may, pursuant to the
6 laws and regulations of the District of Columbia, accept
7 and use gifts to the public schools without prior approval
8 by the Mayor.

9 SEC. 132. (a) Up to 50 fire fighters or members of
10 the Fire and Emergency Medical Services Department
11 who were hired before February 14, 1980, and who retire
12 on disability before the end of calendar year 1993 shall
13 be excluded from the computation of the rate of disability
14 retirement under subsection 145(a) of the District of Co-
15 lumbia Retirement Reform Act of 1979, as amended, ap-
16 proved September 30, 1983 (97 Stat. 727; D.C. Code, sec.
17 1-725(a)), for purposes of reducing the authorized Fed-
18 eral payment to the District of Columbia Police Officers
19 and Fire Fighters’ Retirement Fund pursuant to sub-
20 section 145(c) of the District of Columbia Retirement Re-
21 form Act of 1979.

22 (b) The Mayor, within 30 days after the enactment
23 of this Act, shall engage an enrolled actuary, to be paid
24 by the District of Columbia Retirement Board, and shall
25 comply with the requirements of section 142(d) and sec-

1 tion 144(d) of the District of Columbia Retirement Re-
2 form Act of 1979 (Public Law 96-122, D.C. Code, secs.
3 1-722(d) and 1-724(d)).

4 SEC. 133. At the end of fiscal year 1994, the number
5 of FTE's shall not exceed the number of FTE's in the
6 approved fiscal year 1994 budget, less a 1 percent attri-
7 tion rate and the actual corresponding dollar savings.

8 SEC. 134. (a) The Mayor shall establish a program
9 to offer incentives for employees to accept early-out retire-
10 ment. The Mayor shall report to the Council for approval
11 of the early-out retirement program by mid-fiscal year
12 1994 with an actuarial study to show the District's liabil-
13 ity for the early-out program.

14 (b) Notwithstanding any other provision of law, no
15 early-out program established pursuant to this section
16 shall be exempt from the requirements of section 142(d)
17 and section 144(d) of the District of Columbia Retirement
18 Reform Act of 1979 (Public Law 96-122, D.C. Code, secs.
19 1-722(d) and 1-724(d)).

20 ~~SEC. 135. (a) None of the funds provided in this Act~~
21 ~~or any other funds available to the District of Columbia~~
22 ~~shall be used for any contract to provide goods or services~~
23 ~~to or on behalf of the District of Columbia which currently~~
24 ~~are provided by employees, departments, or agencies of the~~
25 ~~District of Columbia until the Mayor submits to the Coun-~~

1 cil and the Council approves revised contracting policies
2 and procedures.

3 (b) The revised contracting policies and procedures
4 required by subsection (a) of this section shall provide
5 that:

6 (1) A cost analysis comparing the in-house
7 costs of providing the service with the costs associ-
8 ated with contracting for the service shall be com-
9 pleted for each contract proposed pursuant to this
10 section.

11 (2) Contracting out will provide savings over
12 the duration of the contract of at least 10 percent.

13 *SEC. 135. (a) None of the funds provided in this Act*
14 *or any other funds available to the District of Columbia*
15 *shall be used for any contract to provide goods or services*
16 *to or on behalf of the District of Columbia which currently*
17 *are provided by employees, departments, or agencies of the*
18 *District of Columbia until the Mayor submits to the Council*
19 *and the Council approves revised contracting policies and*
20 *procedures.*

21 (b) The revised contracting policies and procedures re-
22 quired by subsection (a) of this section shall provide that—

23 (1) a cost analysis comparing the in-house costs
24 of providing the service with the costs associated with

1 *contracting for the service shall be completed for each*
2 *contract proposed pursuant to this section;*

3 *(2) contracting out will provide savings over the*
4 *duration of the contract of at least 10 percent; and*

5 *(3) any contractor who is awarded a contract*
6 *that displaces District government employees shall*
7 *offer comparable employment to these displaced em-*
8 *ployees at rates of wages and benefits that are com-*
9 *parable to the wages and benefits paid to District*
10 *government employees.*

11 SEC. 136. (a) The Mayor shall not award the follow-
12 ing types of contracts until after the Council has approved
13 the proposed contract award as provided in this section:

14 (1) Any contract for goods or services worth
15 over \$1,000,000 and any contract for any sum
16 which, when added to other contracts awarded to the
17 same contractor for the same or similar purposes
18 within a fiscal year, exceeds \$1,000,000 in contracts
19 with the same contractor, except: (A) contracts
20 awarded under the “competitive sealed bidding” pro-
21 visions pursuant to section 303 of the District of Co-
22 lumbia Procurement Practices Act of 1985, effective
23 February 21, 1986 (D.C. Law 6–85; D.C. Code, 1–
24 1183.3); or (B) contracts to implement a Federal
25 program where Federal law governs contracting pro-

1 cedures as a condition for the receipt of Federal as-
2 sistance.

3 ~~(2) Any contract to provide goods or services,~~
4 ~~to or on behalf of the District of Columbia, which~~
5 ~~currently are or traditionally have been provided by~~
6 ~~employees, departments, or agencies of the District~~
7 ~~of Columbia.~~

8 ~~(b) Prior to the award of a contract covered by this~~
9 ~~section, the Mayor shall submit a proposed contract award~~
10 ~~to the Council. The proposed contract award shall be~~
11 ~~deemed approved 7 calendar days, excluding days of Coun-~~
12 ~~cil recess, after the proposal has been officially introduced~~
13 ~~in the Council according to its rules, unless during that~~
14 ~~time, an objection to the proposed award, by at least 3~~
15 ~~members of the Council, is filed in the Office of the Sec-~~
16 ~~retary to the Council.~~

17 ~~(c) If an objection to the proposed contract award~~
18 ~~is filed, the proposed award shall be deemed approved 21~~
19 ~~calendar days, excluding days of Council recess, after the~~
20 ~~proposed award was officially introduced in the Council,~~
21 ~~unless during that time, the Council adopts a resolution~~
22 ~~disapproving the proposed award.~~

23 ~~(d) The Council may approve or disapprove a pro-~~
24 ~~posed contract award by resolution prior to the expiration~~
25 ~~of the time periods provided in this section.~~

1 (e) The approval required by this section shall be a
2 condition precedent to the existence of a District of Co-
3 lumbia contract described in subsection (a) of this section.
4 No contractor may undertake any work, and no District
5 officer or employee may obligate or expend funds, with re-
6 spect to the performance of a proposed contract prior to
7 Council approval under this section.

8 SEC. 137. No funds made available pursuant to any
9 provision of this Act shall be used to implement or enforce
10 any system of registration of unmarried, cohabiting cou-
11 ples whether they are homosexual, lesbian, or hetero-
12 sexual, including but not limited to registration for the
13 purpose of extending employment, health, or governmental
14 benefits to such couples on the same basis that such bene-
15 fits are extended to legally married couples; nor shall any
16 funds made available pursuant to any provision of this Act
17 otherwise be used to implement or enforce D.C. Act 9-
18 188, signed by the Mayor of the District of Columbia on
19 April 15, 1992.

20 SEC. 138. None of the Federal funds provided in this
21 Act may be used by the District of Columbia to provide
22 for salaries, expenses, or other costs associated with the
23 offices of United States Senator or United States Rep-
24 resentatives under section 4(d) of the District of Columbia
25 Statehood Constitutional Convention Initiatives of 1979,

1 effective March 10, 1981 (D.C. Law 3-171; D.C. Code,
2 sec. 1-113(d)).

3 This title may be cited as the “District of Columbia
4 Appropriations Act, 1994”.

5 TITLE II

6 FISCAL YEAR 1993 SUPPLEMENTAL

7 DISTRICT OF COLUMBIA FUNDS

8 GOVERNMENTAL DIRECTION AND SUPPORT

9 (INCLUDING RESCISSION)

10 For an additional amount for “Governmental direc-
11 tion and support”, ~~\$15,133,000~~ *\$15,501,000: Provided,*
12 That of the funds appropriated under this heading for the
13 fiscal year ending September 30, 1993 in the District of
14 Columbia Appropriations Act, 1993, approved October 5,
15 1992 (Public Law 102-382; 106 Stat. 1423), ~~\$4,760,000~~
16 *\$7,162,000* are rescinded for a net increase of ~~\$10,373,000~~
17 *\$8,339,000*.

18 The following provision under this heading for the fis-
19 cal year ending September 30, 1993 in the District of Co-
20 lumbia Appropriations Act, 1993, approved October 5,
21 1992 (Public Law 102-382; 106 Stat. 1423 is repealed:
22 “*Provided further,* That \$10,200,000 of the revenues real-
23 ized from the ‘Water and Sewer Utility Payment in Lieu
24 of Taxes Act of 1992’ shall be available for the Mayor’s
25 youth and crime initiative, but shall not be obligated or

1 expended until the Mayor submits to the Council a plan
 2 for the allocation and use of the funds:”.

3 ECONOMIC DEVELOPMENT AND REGULATION

4 (INCLUDING RESCISSION)

5 For an additional amount for “Economic develop-
 6 ment and regulation”, ~~\$1,047,000~~ \$6,047,000: *Provided*,
 7 That of the funds appropriated under this heading for the
 8 fiscal year ending September 30, 1993 in the District of
 9 Columbia Appropriations Act, 1993, approved October 5,
 10 1992 (Public Law 102–382; 106 Stat. 1423),
 11 \$10,587,000 are rescinded for a net decrease of
 12 ~~\$9,540,000~~ \$4,540,000.

13 PUBLIC SAFETY AND JUSTICE

14 (INCLUDING RESCISSION)

15 For an additional amount for “Public safety and jus-
 16 tice”, \$6,230,000: *Provided*, That of the funds appro-
 17 priated under this heading for the fiscal year ending Sep-
 18 tember 30, 1993 in the District of Columbia Appropria-
 19 tions Act, 1993, approved October 5, 1992 (Public Law
 20 102–382; 106 Stat. 1424), ~~\$18,921,000~~ \$21,078,000 are
 21 rescinded for a net decrease of ~~\$12,691,000~~ \$14,848,000:
 22 *Provided further*, That any unspent funds remaining in the
 23 *Personal and nonpersonal services* budget of the Metro-
 24 politan Police Department at the end of fiscal year 1993
 25 shall remain available for the exclusive use of the Metro-

1 ~~politan Policy Department~~ *Metropolitan Police Depart-*
 2 *ment* for the purchase of equipment in fiscal year 1994.

3 PUBLIC EDUCATION SYSTEM

4 (INCLUDING RESCISSION)

5 For an additional amount for “Public education sys-
 6 tem”, \$4,000,000 for the public schools of the District of
 7 Columbia and \$246,000, for the Education Licensure
 8 Commission: *Provided*, That of the funds appropriated
 9 under this heading for the fiscal year ending September
 10 30, 1993 in the District of Columbia Appropriations Act,
 11 1993, approved October 5, 1992 (Public Law 102–382;
 12 106 Stat. 1426), \$2,270,000 for the Public Schools of the
 13 District of Columbia, \$4,199,000 for the University of the
 14 District of Columbia, \$964,000 for the Public Library,
 15 and \$70,000 for the Commission on the Arts and Human-
 16 ities are rescinded for a net decrease of \$7,257,000
 17 \$3,257,000.

18 The following provision under this heading for the fis-
 19 cal year ending September 30, 1993 in the District of Co-
 20 lumbia Appropriations Act, 1993, approved October 5,
 21 1992 (Public Law 102–382, 106 Stat. 1426) is repealed:
 22 “of which \$2,000,000 shall be derived from revenues real-
 23 ized from the ‘Water and Sewer Utility Payment in Lieu
 24 of Taxes Act of 1992’;”.

HUMAN SUPPORT SERVICES

(INCLUDING RESCISSION)

For an additional amount for “Human support services”, ~~\$70,772,000~~ *\$81,772,000: Provided*, That of the funds appropriated under this heading for the fiscal year ending September 30, 1993 in the District of Columbia Appropriations Act, 1993, approved October 5, 1992 (Public Law 102–382; 106 Stat. 1426), \$2,221,000 are rescinded for a net increase of ~~\$68,551,000~~ *\$79,551,000*.

PUBLIC WORKS

(RESCISSION)

Of the funds appropriated under this heading for the fiscal year ending September 30, 1993 in the District of Columbia Appropriations Act, 1993, approved October 5, 1992 (Public Law 102–382; 106 Stat. 1427), \$3,271,000 are rescinded.

REPAYMENT OF LOANS AND INTEREST

For an additional amount for “Repayment of loans and interest”, ~~\$19,051,000~~ *\$11,059,000*.

REPAYMENT OF GENERAL FUND RECOVERY DEBT

(RESCISSION)

Of the funds appropriated under this heading for the fiscal year ending September 30, 1993 in the District of Columbia Appropriations Act, 1993, approved October 5,

1 1992 (Public Law 102–382; 106 Stat. 1427), \$5,000 are
2 rescinded.

3 RESIZING

4 For the purpose of funding costs associated with the
5 Temporary Appeals Panel pursuant to D.C. Law 9–47,
6 the District of Columbia Government Merit Personnel Act
7 of 1978 Temporary Amendment Act of 1991, \$225,000.

8 SEVERANCE PAY

9 For severance pay to employees who are involuntarily
10 separated from service as a result of reductions-in-force
11 or reorganizations, \$10,410,000.

12 PAY ADJUSTMENT

13 For pay increases and related costs to be transferred
14 by the Mayor of the District of Columbia within the var-
15 ious appropriation headings in this Act from which costs
16 are properly payable, \$7,880,000.

17 FACILITIES RENT/LEASES

18 The paragraph under the heading “Facilities Rent/
19 Leases” in the District of Columbia Appropriations Act,
20 1993, approved October 5, 1992 (Public Law 102–382;
21 106 Stat. 1428), is repealed: *Provided*, That the appro-
22 priation of \$16,682,000 provided by that paragraph is dis-
23 tributed within the appropriation titles above.

FURLOUGH ADJUSTMENT

Each agency, office, and instrumentality of the District, except the District of Columbia Courts, shall furlough each employee of the respective agency, office, or instrumentality for one day in each month of the fiscal year ending September 30, 1993, or a proportionate number of hours for part-time employees. The personal services spending authority for each agency, office, and instrumentality subject to this section is reduced in an amount equal to the savings resulting from the employee furloughs required by this section, for a total reduction of \$36,000,000, which is distributed within the appropriation titles above. The Council shall enact legislation to implement this section which may include but shall not be limited to procedures to ensure that public health and safety functions are carried out.

WITHIN-GRADE SALARY ADJUSTMENTS

Notwithstanding any other provision of law, no employee of any agency, office, or instrumentality of the District shall receive within-grade salary increases during the fiscal year ending September 30, 1993, and no time during the fiscal year ending September 30, 1993 shall accrue toward the waiting period for advancement to the following rate within the grade. The spending authority for each agency, office, and instrumentality is reduced in an

1 amount equal to the savings resulting from the adjust-
 2 ments required by this section, for a total reduction of
 3 \$13,000,000, which is distributed within the appropriation
 4 titles above.

5 PERSONAL AND NONPERSONAL SERVICES ADJUSTMENTS

6 The paragraph under the heading “Personal and
 7 Nonpersonal Services Adjustments”, in the District of Co-
 8 lumbia Appropriations Act, 1993, approved October 5,
 9 1992 (Public Law 102–382; 106 Stat. 1428), is repealed:
 10 *Provided*, That the reduction of \$30,798,600 required by
 11 that paragraph is distributed within the appropriation ti-
 12 tles above: ~~*Provided further*, That the Mayor shall reduce~~
 13 ~~appropriations and expenditures for personal and~~
 14 ~~nonpersonal services in the amount of \$29,730,000, within~~
 15 ~~one or several of the various appropriation headings in this~~
 16 ~~Act.~~

17 CAPITAL OUTLAY

18 For an additional amount for “Capital outlay”,
 19 \$200,000, to remain available until expended.

20 WATER AND SEWER ENTERPRISE FUND

21 (INCLUDING RESCISSION)

22 For an additional amount for “Water and Sewer En-
 23 terprise Fund”, \$12,717,000: *Provided*, That of the funds
 24 appropriated under this heading in the District of Colum-
 25 bia Appropriations Act, 1993, approved October 5, 1992

1 (Public Law 102-382; 106 Stat. 1429), \$41,482,000 are
2 rescinded for a net decrease of \$28,765,000.

3 The following provision under this heading for the fis-
4 cal year ending September 30, 1993 in the District of Co-
5 lumbia Appropriations Act, 1993, approved October 5,
6 1992 (Public Law 102-382; 106 Stat. 1429) is repealed:
7 “, and \$12,200,000 collected as payment in lieu of taxes
8 pursuant to the ‘Water and Sewer Utility Payment in Lieu
9 of Taxes Act of 1992’ shall be transferred to the general
10 fund to provide \$10,200,000 for the Mayor’s youth and
11 crime initiative, and \$2,000,000 for the University of the
12 District of Columbia”.

13 The following provision under this heading for the fis-
14 cal year ending September 30, 1993 in the District of Co-
15 lumbia Appropriations Act, 1993, approved October 5,
16 1992 (Public Law 102-382; 106 Stat. 1430) is repealed:
17 “*Provided further*, That not to exceed \$22,705,000 in
18 water and sewer enterprise fund operating revenues shall
19 be available for pay-as-you-go capital projects”.

20 LOTTERY AND CHARITABLE GAMES ENTERPRISE FUND

21 (RESCISSION)

22 Of the funds appropriated under this heading for the
23 Lottery and Charitable Games Enterprise Fund for the
24 fiscal year ending September 30, 1993 in the District of
25 Columbia Appropriations Act, 1993, approved October 5,

1 1992 (Public Law 102-382; 106 Stat. 1430), \$270,000
2 are rescinded.

3 CABLE TELEVISION ENTERPRISE FUND

4 (INCLUDING RESCISSION)

5 For an additional amount for “Cable Television En-
6 terprise Fund”, \$35,000: *Provided*, That of the funds ap-
7 propriated under this heading for the Cable Television En-
8 terprise Fund for the fiscal year ending September 30,
9 1993 in the District of Columbia Appropriations Act,
10 1993, approved October 5, 1992 (Public Law 102-382;
11 106 Stat. 1430), \$300,000 are rescinded and transferred
12 to the general fund for a net decrease of \$265,000.

13 STARPLEX FUND

14 The paragraph under the heading “Starplex Fund”
15 in the District of Columbia Appropriations Act, 1993, ap-
16 proved October 5, 1992 (Public Law 102-382; 106 Stat.
17 1430), is amended by inserting after the phrase “shall be
18 transferred to the general fund” the following: “and an
19 additional \$200,000 shall be transferred to the University
20 of the District of Columbia”.

21 GENERAL PROVISIONS

22 SEC. 201. Section 114 of the District of Columbia
23 Appropriations Act, 1993, approved October 5, 1992 (106
24 Stat. 1432) is repealed.

1 SEC. 202. Section 134(a)(1) of the District of Colum-
 2 bia Appropriations Act, 1993, approved October 5, 1992
 3 (106 Stat. 1435) is amended by inserting the following
 4 after the word “donation”: “: *Provided*, That the Council
 5 of the District of Columbia may accept and use gifts with-
 6 out prior approval by the Mayor”.

7 COMPLIANCE WITH BUY AMERICAN ACT

8 SEC. 203. No funds appropriated pursuant to this
 9 Act may be expended by an entity unless the entity agrees
 10 that in expending the assistance the entity will comply
 11 with sections 2 through 4 of the Act of March 3, 1933
 12 (41 U.S.C. 10a–10c, popularly known as the “Buy Amer-
 13 ican Act”).

14 SENSE OF CONGRESS; REQUIREMENT REGARDING
 15 NOTICE

16 SEC. 204. (a) PURCHASE OF AMERICAN-MADE
 17 EQUIPMENT AND PRODUCTS.—In the case of any equip-
 18 ment or products that may be authorized to be purchased
 19 with financial assistance provided under this Act, it is the
 20 sense of the Congress that entities receiving such assist-
 21 ance should, in expending the assistance, purchase only
 22 American-made equipment and products.

23 (b) NOTICE TO RECIPIENTS OF ASSISTANCE.—In
 24 providing financial assistance under this Act, the Sec-
 25 retary of the Treasury shall provide to each recipient of

1 the assistance a notice describing the statement made in
 2 subsection (a) by the Congress.

3 PROHIBITION OF CONTRACTS

4 SEC. 205. If it has been finally determined by a court
 5 or Federal agency that any person intentionally affixed a
 6 fraudulent label bearing a “Made in America” inscription,
 7 or any inscription with the same meaning, to any product
 8 sold in or shipped to the United States that was not made
 9 in the United States, such person shall be ineligible to re-
 10 ceive any contract or subcontract made with funds pro-
 11 vided pursuant to this Act, pursuant to the debarment,
 12 suspension, and ineligibility procedures described in sec-
 13 tion 9.400 through 9.409 of title 48, Code of Federal Reg-
 14 ulations.

15 This title may be cited as the “District of Columbia
 16 Supplemental Appropriations and Rescissions Act, 1993”.

Passed the House of Representatives June 30, 1993.

Attest: DONNALD K. ANDERSON,
Clerk.

HR 2492 RS——2

HR 2492 RS——3

HR 2492 RS——4